BILL NO. Z-78-06- 3/

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33 34 35 ZONING ORDINANCE NO. Z-19-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-6.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. 0-6, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Lots #1, 2 & 3 in White's Third Addition to the City of Fort Wayne.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Tivan H. Schmidt

APPROVED AS TO FORM AND LEGALITY,

· Read the fir	rst time in full and	on motion by	- 11 Actions	seconded	. by
Hunter	, and duly	adopted, read	the second time b	y title and referre	ed to the
Committee on	Regula	turo	(and the City	7 Plan Commission	for
recommendation)	and Public Hearing	to be held af	fter due legal notic	ce, at the Council	Chambers,
City County Build	ling, Fort Wayne,	Indiana, on	,	the	day
of	, 19.	_, at	o'clock	M.,E.S.T.	
	6-27-78		CITY CLE	Elle. Utel	anne
Read the th	nird time in full and	d on motion by	<u> 2).</u>	Selmida	<u>'</u> ,
seconded by	Dengo	, and	l duly adopted, pl	aced on its passag	е.
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HUNTER	<u> </u>				
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SCHMIDT, D.	V			*	
SCHMIDT, V.					
STIER				<u> </u>	
TALARICO	<u> </u>				
DATE:	8-22-78		CITY CL	W. hlush ERK	yman.
	d adopted by the Co				
(ZONING MAP)	(GENERAL) (ANN	EXATION) (S			
(RESOLUTION)	No. 3-19-7	on the	(SEAL)	ay of dug-	, 19
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	by me to the Mayo	r of the City o	f Fort Wayne, Ind	iana, on the	1320
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			<i>Lhull</i> city cl		trucene
Approved	and signed by me	this 241	<u>f</u> day of	augu	st, 19 <u>78</u>
	eleven_o'cl		$\sim$	E.S.T.	0
			Kahut	Elemet	rong
			MAYOR		

### RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 27, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-06-31; and.

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

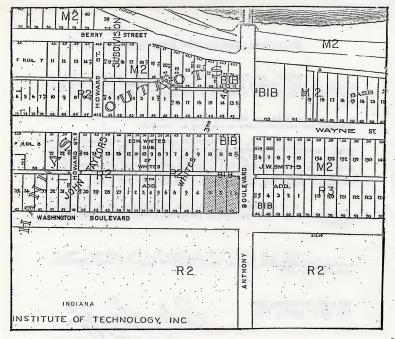
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance  $\underline{\rm BE}$  PERFECTED TO a "BSA" and DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

 $$\operatorname{BE}$  IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1978.

Certified and signed this 14th day of August, 1978.

Luben Lazoff Secretary



REZONE FROM R2&BIB TO B3 B

MAP NO 0-6 Z-78-06-3/

Bill No.	Z-78-06-31						
		REPORT C	F THE C	OMMITTEE	ON RE	GULATIONS	
We, your	Committee on	Regulations		to	whom w	as referred as	n Ordinance
	amending the						
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	ALD J. SCHMIDT				(X	In Son	900
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JAM	ES S. STIER	<b>4</b>				ners some	
		8	-22-	CON	CURRED IN		
		DAT		_CHARLES	W. WEST	erman, city cler	RK

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#### RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 27, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-06-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,  $\,$ 

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1978;

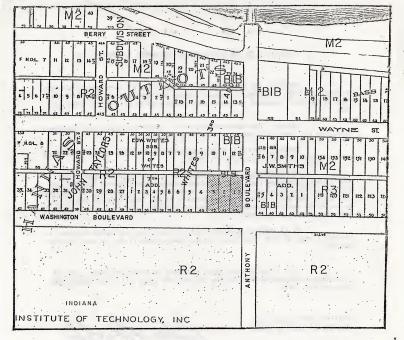
NOW THEREFORE, BE IT RESOLVED that the Gity Plan Commission does hereby recommend that such proposed ordinance DD PASS for the reasons that a need hass been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict gith the overall city plan;

 $$\operatorname{BE}$  IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1978.

Certified and signed this 14th day of August, 1978.

Luben Lazoff Secretary



REZONE FROM R2&BIB TO B3 B

MAP NO 0-6

7-78-06-31

PETITION FOR ZONING ORDINANC	E AMENDMENT Receipt Nô.
· · · · · · · · · · · · · · · · · · ·	Date Filed
	Intended Use
I/We Russell E. Zemen and M.	ichael W. Dafforn
	licant's Name or Names)
rort wavne, gandiana, by reci:	rable Body to amend the Zoning Map of assifying from a/an <u>BlB/R2</u> District istrict the property described as follows:
Lots numbered 1, 2 and	3 in White's Third Addition to the
City of Fort Wayne	
-	-
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9 97.00	
· ·	×
(Legal Description) If addi	itional space is needed, use reverse side.
**************************************	
	The state of the s
(General Description for Plan	ning Staff Use Only)
I/We, the undersigned, certif	y that I am/We are the owner(s) of fifty-one
percentum (51%) or more of t	the property described in this petition.
Michael W. Dafforn	215 W. Washington Fort Wayne, IN. 46802
	The state of the s
D	730 Growth Avenue
Russell E. Zemen (Name)	Fort Wayne, IN. 46808 (Signature)
(If additional space is need	ed, use reverse side)
Legal Description checked by	
NOTE FOLLOWING RULES	
of the City Plan Commission a If the request for a continua time, the matter will not be shall be the obligation of th owners which the Plan Commiss has been postponed or resche	or requests that ordinances be taken under writing, in the office of Community noon on the Wednesday preceding the meeting t which the ordinance is to be considered. nce or advisement is filed within the required put on the agenda for the meeting. It put on the agenda for the meeting. It perfectly in the petitioner to notify the same property ion had notified by mail that the hearing duled and inform them of the time and place rdinance will be considered. All withdrawals e in writing prior to the Plan Commission's ILING FEE: \$50.00)
Name and address of the prepar	
(Name)	01 Inland Building (219) 422-1526 (Address & Zip code) (Telephone Number)
F COMMUNITY DEVELOPMENT AND PLAN Zoning (CITY PLAN COMMISSION Main Street / Fort Wayne Ind	ort Wayne, Indiana 46802 NNING / Division of Long Range Planning and )/Room # 830, City-County Building, One

2.6

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to	be rezoning	
Lots numbered 1, 2 and 3 in Whi	te's Third Addition to th	e City of
Fort Wayne.		
	and the second s	, *,
		*
S. Paramatan		
Owners of Property		0 1 0
Russell E. Zemen	730 Growth Avenue	Russell Jene-
	Fort Wayne, IN. 46808	
Michael W. Dafforn	215 W. Washington	Archael W. A. offen
	Fort Wayne, IN. 46802	d o , a
× •	-	
(Name)	(Address & Zip Code)	(Signature)

. . . . . .

## STREET DEDICATION

THIS INDENTURE WITNESSETH, that Michael Dafforn and Russell Zemen, of Fort Wayne, state of Indiana, do hereby, in consideration of one dollar (\$1.00) and other good and valuable consideration, dedicate to THE CITY OF FORT WAYNE and to the public use for street purposes, the following described real estate, to-wit:

> The East 12 feet of Lot Number 1 in White's Third Addition to the City of Fort Wayne.

The intent of this dedication is to provide an increased 13 feet of right-of-way for the purpose of allowing the proposed widening of Anthony Boulevard.

A	CKNOWLEDGEMENT	
	ss:	
COUNTY OF ALLEN )		
in and for said County	sworn to before me, and and State this 1978.	day of
		nblic, a Resident Llen County
My Commission Expires:		
4-19-82		/

This instrument prepared by:

Stephen P. Rothberg, Attorney

all.

· Admn. Appr.\_\_

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 2-78-06-3/,
DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P
SYNOPSIS OF ORDINANCE_Lots # 1, 2 & 3 in White's Third Addition to the City
of Fort Wayne.
EFFECT OF PASSAGE The property is now zoned B1B & R2 - Limited Business & Two Family Residences. Property will become B3B - General Business.
EFFECT OF NON-PASSAGE Property will remain BlB & R2 - Limited Business &
Two Family Residence.
MONEY INVOLVED (Direct Costs, Expenditures, Savings)
ASSIGNED TO COMMITTEE (J. N.)



# THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

rcom 122

charles w. westerman, clerk

August 28, 1978

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of August 31 and September 7, 1978, in both the News Sentinel&Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, IN

Zoning Map Ordinances

Bill No. Z-78-06-31 Zoning Ordinance No. Z-19-78

Bill No. Z-78-06-12 Zoning Map Ordinance No. Z-18-78

Please send us 8 copies of the Publisher's Affidavit from both newspapers. Thank you.

Sincerely.

Charles W. Westerman Charles W. Westerman

City Clerk

CWW/ne ENCL: 1



#### LEGAL NOTICE

Notice is hereby given that on the 22nd day of August, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-06-12 ---Zoning Ordinance No. Z-18-78, being AW ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-6

Notice is hereby given that on the 22nd day of August, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-06-31 ---- Zoning Ordinance No. Z-19-78 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. O-6

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-78-06-12 --- Zoning Ordinance No. Z-18-78 and Bill No. Z-78-06-31-Zoning Ordinance No. Z-19-78, were passed by the Common Council on the 22nd day of August, 1978, and that said Ordinances were duly signed and approved by the Mayor on the 24th day of August, 1978, and now remains on file and on record in my office.

Copies of said Bill No. Z-78-06-12 --- Zoning Ordinance No. Z-18-78 and Bill No. Z-78-06-31 -- Zoning Ordinance No. Z-19-78 are posted in the following places in Fort Wayne, Allen County, Indiana

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown For Wayne Public Library
- 93) The bulletin board in the lobby at the east door of the Allen County Court House

Copies of said Bill No. Z-78-06-12 --- Zoning Ordinance No. Z-18-78 and Bill No. Z-78-06-31 -- Zoning Ordinance No. Z-19-78 are also available for reading in the following public places in Fort Wayne, Indiana

- (4) The Reference Room in the north end of the main floor in said Downtown Public Library
- (5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman
Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fufilled and posted the above Ordinance in the designated places as stated above on August 31, 1978

Charles W. Westerman City Clerk

	y State Board of Accoun			THE NELL CENTRE	TOT
Common Counci (Gov	l of Fort Wayne ernmental Unit)	-	To	THE NEWS-SENTIN	ELDı
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Form Prescribed	by State Board of Acc	ounts		General Form No. 99	P (Rev. 19
Common Counc	il of Fort Wayne		То	JOURNAL-GAZETTE	
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August, 1978, the Common the City of Fort Wayne, In-				itle	
ing Bill No. 2.78.6.31 — dinance No. 2.19.78 being NANCE amending the City syne Zoning Map. No. 0.6 ses W. Westerman, Clerk of H. Fort Wayne, Indiana do crity that Bill No. 2.78.06.12 Ordinance No. 2.18.78 and 1.78.06.31 — Zoning, Ordi-		PUBLISHER'S State of Indiana ALLEN County			
ayne Zoning Map. No. 0.6 es W. Westerman, Clerk of Dt Fort Wayne, Indiana do rtify that Bill No. 7.78.04.12			hadana ma a nata	public in and for said county	
Ordinance No. Z-18-78 and Z-78-06-31 — Zoning . Ordi- Z-19-78, were passed by the		undersigned	ARVILLA DEWA	Who, being dul	
Council on the 22nd day of 978, and that said Ordi- ere duly signed and ap-		that she is	CLERK		of
the Mayor on the 24th day , 1978, and now remains on precord in my office. of said Bill No. Z-78.06-12 —		DATLY	IAL-GAZETTE		
rdinance No. 7,18,78 and	II GODA CA		re in the city )	of general circulation printed : FORT WAYNE, INDIANA	and publish
Z-19-78 are posted in the places in Fort Wayne, Allen indiana	H COPY OF SEMENT HERE	in state and county af	resaid, and that the	printed matter attached hereto i	is a true co
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78 are also available for in the following public Fort Wayne, Indiana		Subscribed and sworn	to before me this. 7	1 met	19
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t Fort Wayne, Indiana, tul- posted the above Ordinance					
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Fort Wayne, Indiana, tul- posted the above Ordinance signated places as stated lugust 31, 1978 Charles W. Westerman City Clerk			Ð		

Form Prescribed by State Board of Acce	ounts		General	Form No. 99 P (Rev. 19
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